



CJ-11-5493
PARRISH

**IN THE DISTRICT COURT FOR OKLAHOMA COUNTY
STATE OF OKLAHOMA**

**ANTHONY GAN, individually, and d/b/a
EMPIRE LEASING, LLC.**

Plaintiff,

v.

1. **SAFECO INSURANCE;**
2. **AMERICAN ECONOMY INSURANCE
COMPANY;**
3. **AMERICA FIRST INSURANCE
COMPANY;**
4. **LIBERTY MUTUAL GROUP; and,**
5. **LIBERTY MUTUAL GROUP
AGENCY MARKETS**

Defendants.

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

AUG - 5 2011

PATRICIA PRESLEY, COURT CLERK
by DEPUTY

Case Number:

CJ -2011-5493

P E T I T I O N

Plaintiff, for his claim, states:

1. Plaintiff, Anthony Gan, owns a building located in Bartlesville, Oklahoma.
2. On February 6, 2009, Plaintiff's building sustained hail damage.
3. Prior to February 6, 2009, Plaintiff entered into a written contract of insurance with Defendants providing insurance coverage for his building.
4. On February 6, 2009, and continuing at all times during the occurrence giving rise to this lawsuit, the building located in Bartlesville, Oklahoma was covered by a policy of insurance issued by Defendants which included coverage for hail damage.

5. Plaintiff made demand for payment of benefits due him under the contract of insurance and Defendants failed to properly investigate, evaluate, and pay the full benefits owed to Plaintiff.
6. The refusal of Defendants to pay benefits owed Plaintiff breached the contract between Plaintiff and Defendants.
7. This action was originally filed on February 8, 2010.
8. Defendants' refusal to pay benefits owed Plaintiff is unreasonable, intentional, a violation of its duty of good faith and fair dealing and in bad faith.
9. Defendants' handling of Plaintiff's claim for benefits and refusal to pay benefits owed Plaintiff violated various Oklahoma statutes, regulations, and administrative code provisions rendering Defendants, *negligent per se* for their conduct.
10. As a result of the incident giving rise to this lawsuit, Plaintiff suffered property damage; damage to his personal property; loss of value in his property; has suffered, and will continue to suffer, mental and emotional pain and anguish; has suffered loss of income; has suffered loss in value of his business; and, has been damaged in an amount in excess of \$75,000.00, exclusive of interest, attorneys' fees, and costs.
11. As a result of Defendants' bad faith, Plaintiff seeks punitive damages in excess of \$75,000.00

WHEREFORE, Plaintiffs pray judgment against Defendants, each in an amount in excess of \$75,000.00, exclusive of costs and interest, and seeks her costs, attorneys' fees and all other relief the Court deems just and equitable.

BY: 
Larry Tawwater, OBA No. 8852
Darren M. Tawwater, OBA No. 18854
David N. Mayo, OBA No. 21985
THE TAWWATER LAW FIRM, P.L.L.C.
14001 Quail Springs Parkway
Oklahoma City, Oklahoma 73134
Telephone: (405) 607-1400
Facsimile: (405) 607-1450
E-mail: david@tawlaw.com
ATTORNEYS FOR PLAINTIFF

ATTORNEY'S LIEN CLAIMED

RETURN OF SERVICE

PERSONAL

I certify that I received the foregoing summons on the _____ day of _____, _____, and that I delivered a copy of said summons with a copy of the Petition attached to each of the following named defendants personally in _____ County at the address and on the date set forth opposite each name, to wit:

DEFENDANT	ADDRESS WHERE SERVED	DATE OF SERVICE
_____	_____	_____
_____	_____	_____
_____	_____	_____

USUAL PLACE OF RESIDENCE

I certify that I received the foregoing summons on the _____ day of _____, _____, and that on _____ I served _____ by leaving a copy of said summons with a copy of the Petition attached at _____ which is his/her usual place of residence with _____, a member of his/her family fifteen (15) years of age or older.

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<p>Received this summons at _____</p> <p>I summoned the _____</p> <p>_____ a corporation, _____</p> <p>_____ within summons _____</p> <p>_____ he/she being the _____</p> <p>_____ Treasurer or other _____</p> <p>Received this summons at _____</p> <p>the defendant _____</p> <p>Fee for service _____</p> <p>Dated this _____</p>	<p>A. Signature _____</p> <p>X RECEIVED <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received By (Printed Name) _____</p> <p>C. Date of Delivery JAN 12 2012</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If YES, enter delivery address below: _____</p> <p><i>Sabrina Splan</i></p> <p>3. Service Type</p> <p><input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>1. Article Addressed to:</p> <p>INSURANCE COMMISSIONER Five Corporate Plaza 3625 NW 56th Street Suite 100 Oklahoma City, OK 73112</p> <p>Liberty Mutual Group Agency Markets</p>	<p>2. Article Number (Transfer from service label) 7009 2250 0001 1042 9804</p>

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

Deputy

CERTIFICATE OF SERVICE BY MAIL

I certify that I mailed copies of the foregoing summons with a copy of the Petition attached to the following named defendants at the address shown by certified mail, addressee only, return receipt requested, on the 10 day of Jan, 2012, and receipt thereof on the dates shown:

DEFENDANT	ADDRESS WHERE SERVED	DATE RECEIPTED
Liberty Mutual Group Agency Markets	Insurance Commissioner 5 Corp Plaza 3625 NW 56 Suite 100 Oklc, OK 73112	01-12-12

The Lawwater Law Firm PLLC
 By: *Susan M. McFar*



IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

JAN 19 2012

PATRICIA PRESLEY, COURT CLERK
By DEPUTY

ANTHONY GAN, individually, and d/b/a
EMPIRE LEASING, LLC.
Plaintiff,

v.

Case Number:

CJ -2011-5493

1. SAFECO INSURANCE;
2. AMERICAN ECONOMY INSURANCE
COMPANY;
3. AMERICA FIRST INSURANCE
COMPANY;
4. LIBERTY MUTUAL GROUP; and,
5. LIBERTY MUTUAL GROUP
AGENCY MARKETS

Defendants.

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: **AMERICAN ECONOMY INSURANCE COMPANY**

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this 5 day of August, 2011.

PATRICIA PRESLEY, COURT CLERK

[SEAL]

Court Clerk

By:

ATTORNEYS FOR PLAINTIFF:

David N. Mayo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway

Oklahoma City, Oklahoma 73134

(405) 607-1400

This summons was served on the 12 day of January, 2012.

By The Tawwater Law Firm PLLC

YOU MAY SEEK THE ADVICE OF AN ATTORNEY ON ANY MATTER CONNECTED WITH THIS SUIT OR YOUR ANSWER. SUCH ATTORNEY SHOULD BE CONSULTED IMMEDIATELY SO THAT AN ANSWER MAY BE FILED WITHIN THE TIME LIMIT STATED IN THE SUMMONS.

RETURN OF SERVICE

PERSONAL

I certify that I received the foregoing summons on the _____ day of _____, _____, and that I delivered a copy of said summons with a copy of the Petition attached to each of the following named defendants personally in _____ County at the address and on the date set forth opposite each name, to wit:

DEFENDANT

ADDRESS WHERE SERVED

DATE OF SERVICE

USUAL PLACE OF RESIDENCE

I certify that I received the foregoing summons on the _____ day of _____, _____, and that on _____ I served _____ by leaving a copy of said summons with a copy of the Petition attached at _____ which is his/her usual place of residence w _____ teen (15) years of age

Received this
I summoned th

a corporation, on
within summons
he/she being the
Treasurer or other
agent

Received this sur
the defendant

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

INSURANCE COMMISSIONER
Five Corporate Plaza
3625 NW 56th Street
Suite 100
Oklahoma City, OK 73112

2. Article Number
(Transfer from service label)

7009 2250 0001 1042 9781

Fee for service \$

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

Dated this _____ day of _____

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

RECEIVED

☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

JAN 12 2012

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☐ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

I therein,

py of the

Secretary,

persons of

CERTIFICATE OF SERVICE BY MAIL

I certify that I mailed copies of the foregoing summons with a copy of the Petition attached to the following named defendants at the address shown by certified mail, addressee only, return receipt requested, on the 10 day of Jan, 2012 and receipt thereof on the dates shown:

DEFENDANT

ADDRESS WHERE SERVED

DATE RECEIPTED

American Economy Insurance
INS CO

Insurance Commissioner
5 Corp Plaza
3625 NW 56th Suite 100
OKC, OK 73112

01-12-12

By:

The Inmate Row Fin PUC
Suzanne M. MGR



**IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA**

**ANTHONY GAN, individually, and d/b/a
EMPIRE LEASING, LLC.**
Plaintiff,

v.

1. **SAFECO INSURANCE;**
 2. **AMERICAN ECONOMY INSURANCE
COMPANY;**
 3. **AMERICA FIRST INSURANCE
COMPANY;**
 4. **LIBERTY MUTUAL GROUP; and,**
 5. **LIBERTY MUTUAL GROUP
AGENCY MARKETS**
- Defendants.

Case Number:

CJ -2011-5493

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.
JAN 19 2012
PATRICIA PRESLEY, COURT CLERK
BY DEPUTY

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: **AMERICA FIRST INSURANCE COMPANY**

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this 5 day of August, 2011.

PATRICIA PRESLEY, Court Clerk

[SEAL]

Court Clerk

By: [Signature]

ATTORNEYS FOR PLAINTIFF:

David N. Mayo
THE TAWWATER LAW FIRM, P.L.L.C.
14001 Quail Springs Parkway
Oklahoma City, Oklahoma 73134
(405) 607-1400

This summons was served on the 12 day of January, 2012.

By: The Tawwater Law Firm PLLC

YOU MAY SEEK THE ADVICE OF AN ATTORNEY ON ANY MATTER CONNECTED WITH THIS SUIT OR YOUR ANSWER. SUCH ATTORNEY SHOULD BE CONSULTED IMMEDIATELY SO THAT AN ANSWER MAY BE FILED WITHIN THE TIME LIMIT STATED IN THE SUMMONS.

RETURN OF SERVICE

PERSONAL

I certify that I received the foregoing summons on the _____ day of _____, _____, and that I delivered a copy of said summons with a copy of the Petition attached to each of the following named defendants personally in _____ County at the address and on the date set forth opposite each name, to wit:

DEFENDANT

ADDRESS WHERE SERVED

DATE OF SERVICE

USUAL PLACE OF RESIDENCE

I certify that I received the foregoing summons on the _____ day of _____, _____, and that on _____ I served _____ by leaving a copy of said summons with a copy of the Petition attached at _____ which is his/her usual place of residence with _____ a member of his/her family fifteen (15) years of age or over.

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

INSURANCE COMMISSIONER
Five Corporate Plaza
3625 NW 56th Street
Suite 100
Oklahoma City, OK 73112

AMERICA FIRST Insurance Company

2. Article Number
(Transfer from service label)

PS Form 3811, February 2004

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

RECEIVED

☐ Agent
☐ Addressee

B. Received By (Print Name)

C. Date of Delivery

D. Is delivery of this item different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

Sabrina Sykes

3. Service Type

☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

7009 2250 0001 1042 9774

Fee for service

Dated this _____

Domestic Return Receipt

102595-02-M-1540

Sheriff
Deputy

CERTIFICATE OF SERVICE BY MAIL

I certify that I mailed copies of the foregoing summons with a copy of the Petition attached to the following named defendants at the address shown by certified mail, addressee only, return receipt requested, on the 10 day of Jan, 2012, and receipt thereof on the dates shown:

DEFENDANT

ADDRESS WHERE SERVED

DATE RECEIPTED

AMERICA FIRST Insurance Company

Insurance Commissioner
5 Corp Plaza
3625 NW 56th Suite 100
OKC OK 73112

01-12-12

By: Susan M. McKen



IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

ANTHONY GAN, individually, and d/b/a
EMPIRE LEASING, LLC.
Plaintiff,

v.

1. SAFECO INSURANCE;
 2. AMERICAN ECONOMY INSURANCE
COMPANY;
 3. AMERICA FIRST INSURANCE
COMPANY;
 4. LIBERTY MUTUAL GROUP; and,
 5. LIBERTY MUTUAL GROUP
AGENCY MARKETS
- Defendants.

JAN 19 2012

PATRICIA PRESLEY, COURT CLERK

by

DEPUTY

Case Number:

CJ -2011-5493

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: **LIBERTY MUTUAL GROUP**

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this 5 day of August, 2011.

~~PATRICIA PRESLEY, COURT CLERK~~

[SEAL]

Court Clerk

By:

ATTORNEYS FOR PLAINTIFF:

David N. Mayo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway

Oklahoma City, Oklahoma 73134

(405) 607-1400

This summons was served on the 12 day of January, 2012.

By: The Tawwater Law Firm PLLC

YOU MAY SEEK THE ADVICE OF AN ATTORNEY ON ANY MATTER CONNECTED WITH THIS SUIT OR YOUR ANSWER. SUCH ATTORNEY SHOULD BE CONSULTED IMMEDIATELY SO THAT AN ANSWER MAY BE FILED WITHIN THE TIME LIMIT STATED IN THE SUMMONS.

RETURN OF SERVICE

PERSONAL

I certify that I received the foregoing summons on the _____ day of _____, _____, and that I delivered a copy of said summons with a copy of the Petition attached to each of the following named defendants personally in _____ County at the address and on the date set forth opposite each name, to wit:

DEFENDANT

ADDRESS WHERE SERVED

DATE OF SERVICE

USUAL PLACE OF RESIDENCE

I certify that I received the foregoing summons on the _____ day of _____, _____, and that on _____ I served _____ by leaving a copy of said summons with _____ usual place of residence with _____ fifteen (15) years of age or _____

Received this _____
I summoned _____

a corporation,
within summo
he/she being
Treasurer or o

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

INSURANCE COMMISSIONER

Five Corporate Plaza

3625 NW 56th Street

Suite 100

Oklahoma City, OK 73112

Liberty Mutual Group

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent☐ Addressee

B. Received by (Printed Name) _____ Date of Delivery _____

OKLAHOMA INSURANCE DEPARTMENT

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ NoJAN 12 2012
Sandra Sykes

3. Service Type

☐ Certified Mail☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.4. Restricted Delivery? (Extra Fee) ☐ Yes

Received this _____
the defendant _____

2. Article Number

(Transfer from service label)

7009 2250 0001 1042 9798

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M

Fee for service \$ _____, Mileage \$ _____, Total \$ _____

Dated this _____ day of _____

Sheriff

Deputy

CERTIFICATE OF SERVICE BY MAIL

I certify that I mailed copies of the foregoing summons with a copy of the Petition attached to the following named defendants at the address shown by certified mail, addressee only, return receipt requested, on the 10 day of Jan, 2012, and receipt thereof on the dates shown:

DEFENDANT

ADDRESS WHERE SERVED

DATE RECEIPTED

Liberty Mutual Group

Insurance Commissioner
5 Corp Plaza
3625 NW 56th, Suite 100
Oklahoma City, OK 73112

01-12-12

By: _____

The Terminate Law Firm PLLC
Susan M. McEneaney



**IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA**

ANTHONY GAN, individually, and d/b/a
EMPIRE LEASING, LLC.
Plaintiff,

v.

1. **SAFECO INSURANCE;**
 2. **AMERICAN ECONOMY INSURANCE COMPANY;**
 3. **AMERICA FIRST INSURANCE COMPANY;**
 4. **LIBERTY MUTUAL GROUP; and,**
 5. **LIBERTY MUTUAL GROUP AGENCY MARKETS**
- Defendants.

**FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.**

Case Number: **JAN 19 2012**

PATRICIA PRESLEY, COURT CLERK

CJ by **2011-5493**
DEPUTY

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: SAFECO INSURANCE

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this 5 day of August, 2011.

PATRICIA PRESLEY, Court Clerk

[SEAL]

Court Clerk

By: 

ATTORNEYS FOR PLAINTIFF:

David N. Mayo
THE TAWWATER LAW FIRM, P.L.L.C.
14001 Quail Springs Parkway
Oklahoma City, Oklahoma 73134
(405) 607-1400

This summons was served on the 12 day of January, 2012.

By: The Tawwater Law Firm PLLC

YOU MAY SEEK THE ADVICE OF AN ATTORNEY ON ANY MATTER CONNECTED WITH THIS SUIT OR YOUR ANSWER. SUCH ATTORNEY SHOULD BE CONSULTED IMMEDIATELY SO THAT AN ANSWER MAY BE FILED WITHIN THE TIME LIMIT STATED IN THE SUMMONS.

RETURN OF SERVICE

PERSONAL

I certify that I received the foregoing summons on the _____ day of _____, _____, and that I delivered a copy of said summons with a copy of the Petition attached to each of the following named defendants personally in _____ County at the address and on the date set forth opposite each name, to wit:

DEFENDANT	ADDRESS WHERE SERVED	DATE OF SERVICE
_____	_____	_____
_____	_____	_____
_____	_____	_____

USUAL PLACE OF RESIDENCE

I certify that I received the foregoing summons on the _____ day of _____, _____, and that on _____ I served _____ by leaving a copy of said summons with a copy of the Petition attached at _____ which is his/her usual place of residence with _____ fifteen (15) years of age or over.

Received this summons at _____
I summoned the _____

_____ a corporation, or
_____ within summons
he/she being the
Treasurer or other

Received this summons at _____
the defendant _____

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

INSURANCE COMMISSIONER
Five Corporate Plaza
3625 NW 56th Street
Suite 100
Oklahoma City, OK 73112

Safeco Insurance

2. Article Number
(Transfer from service label)

7009 2250 0001 1042 9767

Fee for service: PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

Dated this _____ day of _____, _____

Sheriff
Deputy

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent
☐ Addressee

B. Received by (Printed Name)
OKLAHOMA INSURANCE DEPARTMENT

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

Salina Sykes

3. Service Type

☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

CERTIFICATE OF SERVICE BY MAIL

I certify that I mailed copies of the foregoing summons with a copy of the Petition attached to the following named defendants at the address shown by certified mail, addressee only, return receipt requested, on the 10 day of Jan, 2012 and receipt thereof on the dates shown:

DEFENDANT	ADDRESS WHERE SERVED	DATE RECEIVED
<i>Safeco Insurance</i>	<i>Insurance Commission</i>	<i>01-12-12</i>
_____	<i>5 Corp Plaza</i>	_____
_____	<i>3625 NW 56 Suite 100</i>	_____
_____	<i>OKLA OK 73112</i>	_____

By: *The Lawwater Raw Fier PLLC*
Susan M. McFar



IN THE DISTRICT COURT FOR OKLAHOMA COUNTY
STATE OF OKLAHOMA

ANTHONY GAN, individually, and d/b/a
EMPIRE LEASING, LLC.

Plaintiff,

v.

Case Number: CJ-2011-5493

1. SAFECO INSURANCE;
2. SAFECO INSURANCE COMPANY OF AMERICA;
3. AMERICAN ECONOMY INSURANCE COMPANY;
4. AMERICA FIRST INSURANCE COMPANY;
5. LIBERTY MUTUAL GROUP;
6. LIBERTY MUTUAL GROUP AGENCY MARKETS;
7. LIBERTY MUTUAL FIRE INSURANCE COMPANY; and
8. LIBERTY MUTUAL INSURANCE COMPANY.

Defendants.

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

JAN 20 2012
PATRICIA PRESLEY, COURT CLERK
by DEPUTY

FIRST AMENDED PETITION

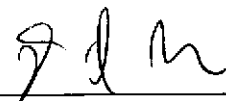
Plaintiff, for his claim, states:

1. Plaintiff, Anthony Gan, owns a building located in Bartlesville, Oklahoma
2. On February 6, 2009, Plaintiff's building sustained hail damage.
3. Prior to February 6, 2009, Plaintiff entered into a written contract of insurance with Defendants providing insurance coverage for his building.
4. On February 6, 2009, and continuing at all times during the occurrence giving rise to this lawsuit, the building located in Bartlesville, Oklahoma was covered by a policy of insurance issued by Defendants which included coverage for hail damage.

5. Plaintiff made demand for payment of benefits due him under the contract of insurance and Defendants failed to properly investigate, evaluate, and pay the full benefits owed to Plaintiff.
6. The refusal of Defendants to pay benefits owed Plaintiff breached the contract between Plaintiff and Defendants.
7. This action was originally filed on February 8, 2010.
8. Defendants' refusal to pay benefits owed Plaintiff is unreasonable, intentional, a violation of its duty of good faith and fair dealing and in bad faith.
9. Defendants' handling of Plaintiff's claim for benefits and refusal to pay benefits owed Plaintiff violated various Oklahoma statutes, regulations, and administrative code provisions rendering Defendants, *negligent per se* for their conduct.
10. As a result of the incident giving rise to this lawsuit, Plaintiff suffered property damage; damage to his personal property; loss of value in his property; has suffered, and will continue to suffer, mental and emotional pain and anguish; has suffered loss of income; has suffered loss in value of his business; and, has been damaged in an amount in excess of \$75,000.00, exclusive of interest, attorneys' fees, and costs.
11. As a result of Defendants' bad faith, Plaintiff seeks punitive damages in excess of \$75,000.00

WHEREFORE, Plaintiffs pray judgment against Defendants, each in an amount in excess of \$75,000.00, exclusive of costs and interest, and seeks her costs, attorneys' fees and all other relief the Court deems just and equitable.

BY:



Larry Tawwater, OBA No. 8852
Darren M. Tawwater, OBA No. 18854
David N. Mayo, OBA No. 21985
THE TAWWATER LAW FIRM, P.L.L.C.
14001 Quail Springs Parkway
Oklahoma City, Oklahoma 73134
Telephone: (405) 607-1400
Facsimile: (405) 607-1450
E-mail: david@tawlaw.com
ATTORNEYS FOR PLAINTIFF

ATTORNEY'S LIEN CLAIMED



IN THE DISTRICT COURT OF OKLAHOMA COUNTY IN THE DISTRICT COURT
STATE OF OKLAHOMA OKLAHOMA COUNTY, OKLA.

ANTHONY GAN, individually, and d/b/a
EMPIRE LEASING, LLC.
Plaintiff,

v.

1. SAFECO INSURANCE;
 2. AMERICAN ECONOMY INSURANCE
COMPANY;
 3. AMERICA FIRST INSURANCE
COMPANY;
 4. LIBERTY MUTUAL GROUP; and,
 5. LIBERTY MUTUAL GROUP
AGENCY MARKETS
- Defendants.

JAN 25 2012

PATRICIA PRESLEY, COURT CLERK
by *[Signature]* DEPUTY

Case Number:

CJ -2011-5493

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: **AMERICA FIRST INSURANCE COMPANY**

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this 5 day of August, 2011. **PATRICIA PRESLEY, Court Clerk**

[SEAL]

Court Clerk

By: *[Signature]*

ATTORNEYS FOR PLAINTIFF:

David N. Mayo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway

Oklahoma City, Oklahoma 73134

(405) 607-1400

This summons was served on the 23 day of January, 2012.

By: *The Tawwater Law Firm PLLC*

YOU MAY SEEK THE ADVICE OF AN ATTORNEY ON ANY MATTER CONNECTED WITH THIS SUIT OR YOUR ANSWER. SUCH ATTORNEY SHOULD BE CONSULTED IMMEDIATELY SO THAT AN ANSWER MAY BE FILED WITHIN THE TIME LIMIT STATED IN THE SUMMONS.

PERSONAL

I certify that I received the foregoing summons on the _____ day of _____, _____, and that I delivered a copy of said summons with a copy of the Petition attached to each of the following named defendants personally in _____ County at the address and on the date set forth opposite each name, to wit:

DEFENDANT	ADDRESS WHERE SERVED	DATE OF SERVICE
_____	_____	_____
_____	_____	_____
_____	_____	_____

USUAL PLACE OF RESIDENCE

I certify that I received the foregoing summons on the _____ day of _____, _____, and that on _____ I served _____ by leaving a copy of said summons with a copy of the Petition attached at _____ which is his/her usual place of residence with _____, a member of his/her family fifteen (15) years of age or older.

CORPORATION RETURN	
SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<p>Received this summons I summoned the _____ a corporation, within summons he/she being the Treasurer or other officer or agent thereof, to be served therein,</p> <ul style="list-style-type: none">Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.Print your name and address on the reverse so that we can return the card to you.Attach this card to the back of the mailpiece, or on the front if space permits. <p>1. Article Addressed to:</p>	<p>A. Signature RECEIVED <input type="checkbox"/> Agent <input type="checkbox"/> Addressee X OKLAHOMA INSURANCE DEPARTMENT</p> <p>B. Received by (Printed Name) SEN 23 2012 C. Date of Delivery _____ copy of the _____</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below: <i>Delivered to _____</i></p> <p>t, Secretary,</p>

<p>Received this summons the defendant _____</p> <p>AMERICA FIRST INS CO c/o Insurance Commissioner Five Corporate Plaza 3625 NW 56th Street Suite 100 Oklahoma city, OK 73112</p> <p>Fee for service _____ Dated this _____</p>	<p>g persons of _____</p> <p>3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p> <p>2. Article Number (Transfer from service label) 7009 2250 0001 1042 9262</p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M</p>
---	--

CERTIFICATE OF SERVICE BY MAIL

I certify that I mailed copies of the foregoing summons with a copy of the Petition attached to the following named defendants at the address shown by certified mail, addressee only, return receipt requested, on the 20 day of January, 2012, and receipt thereof on the dates shown:

DEFENDANT	ADDRESS WHERE SERVED	DATE RECEIPTED
America First Ins Co	Ins Commissioner 5 corp plaza 3625 NW 56 - suite 100 OKC OK 73112	01/23/2012
_____	_____	_____
_____	_____	_____

The Lawwater Law Firm PLLC
By: Susan M. McPhee



**IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA**

ANTHONY GAN, individually, and d/b/a
EMPIRE LEASING, LLC.
Plaintiff,

v.

1. **SAFECO INSURANCE;**
 2. **AMERICAN ECONOMY INSURANCE COMPANY;**
 3. **AMERICA FIRST INSURANCE COMPANY;**
 4. **LIBERTY MUTUAL GROUP; and,**
 5. **LIBERTY MUTUAL GROUP AGENCY MARKETS**
- Defendants.

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

JAN 25 2012

Case Number: by PATRICIA PRESLEY, COURT CLERK
DEPUTY

CJ -2011-5493

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: **AMERICAN ECONOMY INSURANCE COMPANY**

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this 5 day of August, 2011.

PATRICIA PRESLEY, Court Clerk

[SEAL]

Court Clerk

By: [Signature]

ATTORNEYS FOR PLAINTIFF:

David N. Mayo
THE TAWWATER LAW FIRM, P.L.L.C.
14001 Quail Springs Parkway
Oklahoma City, Oklahoma 73134
(405) 607-1400

This summons was served on the 23 day of January, 2012.

By: The Tawwater Law Firm PLLC

YOU MAY SEEK THE ADVICE OF AN ATTORNEY ON ANY MATTER CONNECTED WITH THIS SUIT OR YOUR ANSWER. SUCH ATTORNEY SHOULD BE CONSULTED IMMEDIATELY SO THAT AN ANSWER MAY BE FILED WITHIN THE TIME LIMIT STATED IN THE SUMMONS.

RETURN OF SERVICE

PERSONAL

I certify that I received the foregoing summons on the _____ day of _____, _____, and that I delivered a copy of said summons with a copy of the Petition attached to each of the following named defendants personally in _____ County at the address and on the date set forth opposite each name, to wit:

DEFENDANT	ADDRESS WHERE SERVED	DATE OF SERVICE
_____	_____	_____
_____	_____	_____
_____	_____	_____

USUAL PLACE OF RESIDENCE

I certify that I received the foregoing summons on the _____ day of _____, _____, and that on _____ I served _____ by leaving a copy of said summons with a copy of the Petition attached at _____ which is his/her usual place of residence with _____, a member of his/her family fifteen (15) years of age or older.

Received this
I summoned

a corporation
within summ
he/she being
Treasurer or

Received this
the defendant

Fee for servic
Dated this

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

AMERICAN ECONOMY INS CO.
c/o Insurance Commissioner
Five Corporate Plaza 3625 NW 56th Street
Suite 100
Oklahoma city, OK 73112

2. Article Number

(Transfer from service label)

7009 2250 0001 1042 9279

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent

☐ Addressee

B. Received by _____ Date of Delivery _____
OKLAHOMA INSURANCE DEPARTMENT

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

Sabrina Lyden

3. Service Type

- ☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

CERTIFICATE OF SERVICE BY MAIL

I certify that I mailed copies of the foregoing summons with a copy of the Petition attached to the following named defendants at the address shown by certified mail, addressee only, return receipt requested, on the 20 day of January, 2012, and receipt thereof on the dates shown:

DEFENDANT
American Economy
Ins. Co.

ADDRESS WHERE SERVED
Insurance Comm
5 Corp Plaza
3625 NW 56 - Suite 100
OKC, OK 73112

DATE RECEIPTED
01/23/2012

By: *The Sawwater Law Firm*
Susan M. McPhee



**IN THE DISTRICT COURT FOR OKLAHOMA COUNTY
STATE OF OKLAHOMA**

**ANTHONY GAN, individually, and d/b/a
EMPIRE LEASING, LLC.**

Plaintiff,

v.

Case Number: CJ-2011-5493

1. **SAFECO INSURANCE;**
2. **SAFECO INSURANCE COMPANY OF AMERICA;**
3. **AMERICAN ECONOMY INSURANCE COMPANY;**
4. **AMERICA FIRST INSURANCE COMPANY;**
5. **LIBERTY MUTUAL GROUP;**
6. **LIBERTY MUTUAL GROUP AGENCY MARKETS;**
7. **LIBERTY MUTUAL FIRE INSURANCE COMPANY; and**
8. **LIBERTY MUTUAL INSURANCE COMPANY.**

Defendants.

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

JAN 25 2012

PATRICIA PRESLEY, COURT CLERK
by DEPUTY

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: **LIBERTY MUTUAL INSURANCE COMPANY**

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this 20th day of January, 2012.

[SEAL]

Court Clerk

By:

PATRICIA PRESLEY, Court Clerk

ATTORNEYS FOR PLAINTIFF:

David N. Mayo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway

Oklahoma City, Oklahoma 73134

(405) 607-1400

This summons was served on the 23 day of January, 2012.

By: The Tawwater Law Firm PLLC

YOU MAY SEEK THE ADVICE OF AN ATTORNEY ON ANY MATTER CONNECTED WITH THIS SUIT OR YOUR ANSWER. SUCH ATTORNEY SHOULD BE CONSULTED IMMEDIATELY SO THAT AN ANSWER MAY BE FILED WITHIN THE TIME LIMIT STATED IN THE SUMMONS.

The Sawwater Bay, Fin
Susan M. M. M.



**IN THE DISTRICT COURT FOR OKLAHOMA COUNTY
STATE OF OKLAHOMA**

**ANTHONY GAN, individually, and d/b/a
EMPIRE LEASING, LLC.**

Plaintiff,

v.

Case Number: CJ-2011-5493

1. **SAFECO INSURANCE;**
2. **SAFECO INSURANCE COMPANY OF AMERICA;**
3. **AMERICAN ECONOMY INSURANCE COMPANY;**
4. **AMERICA FIRST INSURANCE COMPANY;**
5. **LIBERTY MUTUAL GROUP;**
6. **LIBERTY MUTUAL GROUP AGENCY MARKETS;**
7. **LIBERTY MUTUAL FIRE INSURANCE COMPANY; and**
8. **LIBERTY MUTUAL INSURANCE COMPANY.**

Defendants.

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

JAN 25 2012

PATRICIA PRESLEY, COURT CLERK

by *[Signature]*
DEPUTY

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: **LIBERTY MUTUAL FIRE INSURANCE COMPANY**

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this 26th day of January, 2012.

[SEAL]

Court Clerk

By: *[Signature]*

PATRICIA PRESLEY, Court Clerk

ATTORNEYS FOR PLAINTIFF:

David N. Mayo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway

Oklahoma City, Oklahoma 73134

(405) 607-1400

This summons was served on the 23 day of January, 2012.

By: *The Tawwater Law Firm PLLC*

YOU MAY SEEK THE ADVICE OF AN ATTORNEY ON ANY MATTER CONNECTED WITH THIS SUIT OR YOUR ANSWER. SUCH ATTORNEY SHOULD BE CONSULTED IMMEDIATELY SO THAT AN ANSWER MAY BE FILED WITHIN THE TIME LIMIT STATED IN THE SUMMONS.

RETURN OF SERVICE

PERSONAL

I certify that I received the foregoing summons on the _____ day of _____, _____, and that I delivered a copy of said summons with a copy of the Petition attached to each of the following named defendants personally in _____ County at the address and on the date set forth opposite each name, to wit:

DEFENDANT	ADDRESS WHERE SERVED	DATE OF SERVICE
_____	_____	_____
_____	_____	_____
_____	_____	_____

USUAL PLACE OF RESIDENCE

I certify that I received the foregoing summons on the _____ day of _____, _____, and that on _____ I served _____ by leaving a copy of said summons with a copy of the Petition attached at _____ which is his/her usual place of residence with _____, a member of his/her family fifteen (15) years of age or older.

Received this summons the w

a corporation, or within summons he/she being the Treasurer or other

Received this summons the defendant _____

Fee for service \$ _____
Dated this _____

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

LIBERTY MUTUAL FIRE INS. CO.
c/o Insurance Commissioner
Five Corporate Plaza 3625 NW 56th Street
Suite 100
Oklahoma city, OK 73112

2. Article Number
(Transfer from service label)

7009 2250 0001 1042 8029

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature **RECEIVED**

OKLAHOMA INSURANCE DEPARTMENT

☐ Agent
☐ Addressee

B. Received by (Printed Name)

23 2012

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes

If YES, deliver to address below: ☐ No

3. Service Type

☐ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

CERTIFICATE OF SERVICE BY MAIL

I certify that I mailed copies of the foregoing summons with a copy of the Petition attached to the following named defendants at the address shown by certified mail, addressee only, return receipt requested, on the 20 day of January, 2012, and receipt thereof on the dates shown:

DEFENDANT

ADDRESS WHERE SERVED

DATE RECEIPTED

Liberty Mutual Fire Ins Co
Ins Commissioner
5 Corp Plaza
3625 NW 56th Street
Suite 100

OK OK 73112

01/23/2012

By:

The Lawwater Raw Firm
Susan M. McPhee



**IN THE DISTRICT COURT FOR OKLAHOMA COUNTY
STATE OF OKLAHOMA**

ANTHONY GAN, individually, and d/b/a
EMPIRE LEASING, LLC.

Plaintiff,

v.

Case Number: CJ-2011-5493

1. **SAFECO INSURANCE;**
2. **SAFECO INSURANCE COMPANY OF AMERICA;**
3. **AMERICAN ECONOMY INSURANCE COMPANY;**
4. **AMERICA FIRST INSURANCE COMPANY;**
5. **LIBERTY MUTUAL GROUP;**
6. **LIBERTY MUTUAL GROUP AGENCY MARKETS;**
7. **LIBERTY MUTUAL FIRE INSURANCE COMPANY;** and
8. **LIBERTY MUTUAL INSURANCE COMPANY.**

Defendants.

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

JAN 25 2012

PATRICIA PRESLEY, COURT CLERK
by
DEPUTY

SUMMONS

TO THE ABOVE-NAMED DEFENDANT: **SAFECO INSURANCE COMPANY OF AMERICA**

You have been sued by the above-named Plaintiff, and you are directed to file a written answer to the attached Petition in the court at the above address within twenty (20) days after service of this summons upon you, exclusive of the day of service. Within the same time, a copy of your answer must be delivered or mailed to the attorney for the Plaintiff.

Unless you answer the Petition within the time stated, judgment will be rendered against you with costs of the action.

Issued this 20th day of January, 2012.

PATRICIA PRESLEY, Court Clerk

[SEAL]

Court Clerk

By:

ATTORNEYS FOR PLAINTIFF:

David N. Mayo

THE TAWWATER LAW FIRM, P.L.L.C.

14001 Quail Springs Parkway

Oklahoma City, Oklahoma 73134

(405) 607-1400

This summons was served on the 23 day of January, 2012.

By: The Tawwater Law Firm PLLC

YOU MAY SEEK THE ADVICE OF AN ATTORNEY ON ANY MATTER CONNECTED WITH THIS SUIT OR YOUR ANSWER. SUCH ATTORNEY SHOULD BE CONSULTED IMMEDIATELY SO THAT AN ANSWER MAY BE FILED WITHIN THE TIME LIMIT STATED IN THE SUMMONS.

RETURN OF SERVICE

PERSONAL

I certify that I received the foregoing summons on the _____ day of _____, _____, and that I delivered a copy of said summons with a copy of the Petition attached to each of the following named defendants personally in _____ County at the address and on the date set forth opposite each name, to wit:

DEFENDANT	ADDRESS WHERE SERVED	DATE OF SERVICE
_____	_____	_____
_____	_____	_____
_____	_____	_____

USUAL PLACE OF RESIDENCE

I certify that I received the foregoing summons on the _____ day of _____, _____, and that on _____ I served _____ by leaving a copy of said summons with a copy of the Petition attached at _____ which is his/her usual place of residence with _____, a member of his/her family fifteen (15) years of age or older.

Received this
summoned the

a corporation,
within summo
he/she being
Treasurer or of

Received this
the defendant

Fee for service
Dated this _____

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

SAFECO INSURANCE CO OF AMERICA
c/o Insurance Commissioner
Five Corporate Plaza 3625 NW 56th Street
Suite 100
Oklahoma city, OK 73112

2. Article Number

(Transfer from service label)

7009 2250 0001 1042 8012

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

RECEIVED

☐ Agent

☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1?

If YES, enter delivery address below:

☐ Yes

☐ No

3. Service Type

☐ Certified Mail

☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

CERTIFICATE OF SERVICE BY MAIL

I certify that I mailed copies of the foregoing summons with a copy of the Petition attached to the following named defendants at the address shown by certified mail, addressee only, return receipt requested, on the 20 day of January, 2012, and receipt thereof on the dates shown:

DEFENDANT
Safeco Insurance Co
of America

ADDRESS WHERE SERVED
Insurance Com
5 Corp Plaza
3625 NW 56th Street
Suite 100
OKC, OK 73112

DATE RECEIPTED

01/23/2012

By:

The Law Water Row Firm PLLC
Susan M. McKee



**IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA**

ANTHONY GAN, individually and d/b/a)
EMPIRE LEASING, LLC,)

Plaintiff,)

vs.)

No. CJ-2011-5493

SAFECO INSURANCE;)
SAFECO INSURANCE COMPANY)
OF AMERICA;)
AMERICAN ECONOMY INSURANCE)
COMPANY;)
AMERICA FIRST INSURANCE)
COMPANY;)
LIBERTY MUTUAL GROUP;)
LIBERTY MUTUAL GROUP AGENCY)
MARKETS;)
LIBERTY MUTUAL FIRE INSURANCE)
COMPANY; and)
LIBERTY MUTUAL INSURANCE)
COMPANY,)

Defendants.)

**FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.**

FEB 13 2012

PATRICIA PRESTLEY, COURT CLERK
by  DEPUTY

**SPECIAL ENTRY OF APPEARANCE AND REQUEST FOR
ENLARGEMENT OF TIME IN WHICH TO FURTHER ANSWER OR PLEAD**

COME NOW the Defendants, Safeco Insurance Company of America, America First Insurance Company and Liberty Mutual Insurance Company, and pursuant to the provisions of Title 12 O.S. §2012(A) (Supp. 1990), and *Young v. Walton*, 1991 OK 20, 807 P.2d 248, specially enter their appearance herein, and request twenty (20) additional days from the answer date of February 13, 2012 up to and including March 5, 2012, in which to answer or otherwise plead.

Defendants specifically reserves their right to assert all defenses available by law, including, but not limited to, all defenses specifically identified by Title 12 O.S. § 2012(B).

Respectfully Submitted,

LATHAM, WAGNER, STEELE & LEHMAN

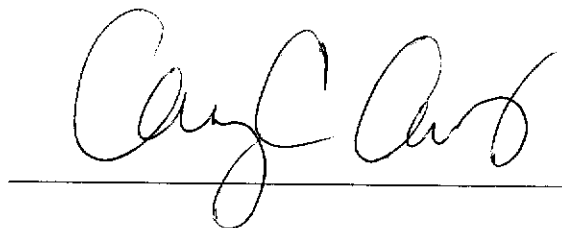


Bob L. Latham OBA # 15799
Carey C. Calvert OBA # 15080
10441 S. Regal Blvd., Ste. 200
Tulsa, OK 74133
(918) 970-2000 Phone
(918) 970-2002 Fax

CERTIFICATE OF MAILING

The undersigned hereby certifies that on the 10 day of February, 2012, a true and correct copy of the above instrument was mailed to all known counsel of record, listed below.

Larry Tawwater
Darren M. Tawwater
David N. May
THE TAWWATER LAW FIRM, PLLC
14001 Quail Springs Parkway
Oklahoma City, OK 73134





FILED IN THE DISTRICT COURT OF OKLAHOMA COUNTY, OKLAHOMA
 IN THE DISTRICT COURT OF OKLAHOMA COUNTY
 STATE OF OKLAHOMA

FEB 14 2012

ANTHONY GAN, individually, and d/b/a
 EMPIRE LEASING, LLC.,

Plaintiff,

vs.

SAFECO INSURANCE;
 SAFECO INSURANCE COMPANY OF
 AMERICA;
 AMERICAN ECONOMY INSURANCE
 COMPANY;
 AMERICAN FIRST INSURANCE
 COMPANY;
 LIBERTY MUTUAL GROUP;
 LIBERTY MUTUAL GROUP AGENCY
 MARKETS;
 LIBERTY MUTUAL FIRE INSURANCE
 COMPANY; and
 LIBERTY MUTUAL INSURANCE
 COMPANY.

Defendants.

Case No. CJ-2011-5493

~~PATRICIA PRESLEY, COURT CLERK~~
 by ~~DEPUTY~~

ENTRY OF APPEARANCE

COMES NOW Michael P. Martin for the firm of Martin Jean & Jackson, and hereby enters his appearance as counsel on behalf of the firm, Martin Jean & Jackson, for the Plaintiff, Anthony Gan, individually, and d/b/a Empire Leasing LLC. in the above matter.

Respectfully submitted,
 MARTIN JEAN & JACKSON

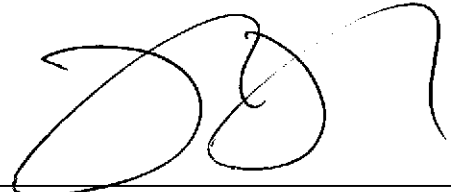
By:

Michael P. Martin, OBA # 22225
 Martin Jean & Jackson - Stillwater
 P.O. Box 1089
 Stillwater, OK 74076
 (405)377-5000 Telephone
 (405)377-5011 Facsimile
 mmartin@mjjlawfirm.com

CERTIFICATE OF MAILING

This certifies that on February 9, 2012, a true and correct copy of the above and foregoing was mailed, with postage fully prepaid thereon, to:

Mr. Darren Tawwater
Tawwater Law Firm
One TSquared Place
14001 Quail Springs Parkway
Oklahoma City, OK 73134

A handwritten signature in black ink, appearing to read 'MP Martin', is written over a horizontal line.

Michael P. Martin